

**Hearing Date: February 21, 2013 at 10:00 A.M.
Objection Date: February 20, 2013**

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Pro se (non-represented litigant)

**UNITED STATES BANKRUPTCY
COURT SOUTHERN DISTRICT OF
NEW YORK**

In re:

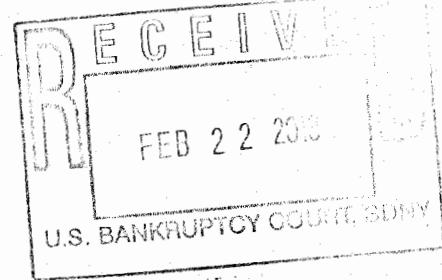
**RESIDENTIAL CAPTIAL, LLC et
al.**

Debtors.

Chapter 11

Case No. : 12-12020 (MG)

(Jointly Administered)



**NOTICE OF MOTION OF DIANA LEE TORREJON ("BENEFICIARY")
FOR THE ENTRY OF AN ORDER GRANTING RELIEF
A WRIT OF MANDAMUS**

PLEASE TAKE NOTICE that DIANA LEE TORREJON (Pro se) Petitioner, Claimant, In Rem, In Personam, and Quasi In Rem in the above captioned case will move before the Honorable Martin Glenn, United States Bankruptcy Judge at the United States Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court"), Courtroom 501, One Bowling Green, New York, New York 10004, on February 21, 2013, at 10:00 a.m., or as soon thereafter as Intervenor may be heard, for an entry of an Order granting relief, a Writ of Mandamus:

Insofar as, Beneficiary has suffered an "injury in fact," she is an aggrieved party who has been denied a legally protected right, that (collectively the "Debtors"), Residential Capital LLC ("ResCap"), the "51 Debtors," Berkshire-Hathaway, Johns-Manville, Ocwen, Ally, Cerberus et al., including all of their Subsidiaries, predecessors and successors, have an absolute "duty to perform" one that is imperative not discretionary.

Further, Claimant wishes to be heard on charges of "Fraud Against the Court by Officers of the Court" directed at the judicial machinery itself and a war against the Constitution.

PLEASE TAKE FURTHER NOTICE that Petitioner is "Pro se" a non-represented litigant, she is not an Attorney, nor does she have any legal background. Therefore, she should be given leeway. Petitioner claims her "due process rights" are being violated and she should not be penalized because she does not know or understand the complex Federal Rules of Bankruptcy Procedure and the Local Rules of the Bankruptcy Court.

Claimant is attempting in good faith to state a claim in writing to which relief can be granted, state with particularity the grounds for relief, and serve upon counsel of Residential Capital LLC, et al., or any other person, whose interest would be affected by claimants motion for relief by Writ of Mandamus, no later than seven (3) days prior to the return date.

Dated: February 13, 2013

DIANA LEE TORREJON Pro se

/s/ Diana Lee Torrejon
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**Hearing Date: February 21, 2013, at 10:00 A.M.
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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

Chapter 11

In re:

Case No. : 12-12020 (MG)

RESIDENTIAL CAPTIAL, LLC, et al.,

(Jointly Administered)

Debtors.

**MOTION OF DIANA LEE TORREJON FOR A WRIT OF MANDAMUS
COMMANDING RESPONDENTS TO "PERFORM A SPECIFIC ACT"
PAY THE CONTRACT**

Diana Lee Torrejon Pro se ("Petitioner"), hereby submits this motion (the "Motion"), to set a date and time for Beneficiary to be heard in the above captioned case for an entry of an order granting relief, authorizing warrants, compelling Debtors to show cause, or command the Debtors and Lloyd's of London to "perform a specific act" one that is legally protected by law, pay the contract.

An entry of an Order granting a Writ of Mandamus, with related relief's, from the above captioned Debtors (collectively, the "Debtors." or, "Respondents."

In support thereof, Petitioner respectfully submits as follows:

JURISDICTION AND VENUE

Claimant wishes to "Petition The Government On A Redress Of The Grievances," for wartime injuries received, followed by further injuries.

Petitioner claims her "Due Process Rights" are being violated and she has been "Denied Access to the Court(s)," a Court of proper venue. In violation of the Fifth (5th) Amendment to the Constitution.

Petitioner claims before the merits of a case can be heard "proper venue" must be established. Are the United States Bankruptcy Courts, Article III Courts? Raising a constitutional question of "Jurisdiction to determine Jurisdiction?" and calling into question, the legality of numerous "Acts of Congress" including, but not limited to the Channeling Injunction or 524 (g) of the U.S. Bankruptcy code.

In all Cases affecting Ambassadors, other public Ministers and Consuls, and those in which a State shall be a Party, the Supreme Court shall have original Jurisdiction.

Petitioner claims a Quasi-In-Rem jurisdiction due to the complex multi-faceted nature of the "cases or controversies," in two or more states, and the multiple fraudulent filings in multiple United States Bankruptcy Courts, intent on hiding the assets of the "Debtors," (Respondents), various other third parties, Foreign Entities and or Multi-National Corporations.

Beneficiary is the Personal Representative to her beloved father (deceased) who was an "injured seaman" or "ward in Admiralty" with "Diversity of Jurisdiction" and "Diversity of Citizenship." In accordance with Admiralty Maritime Jurisdiction the "Doctrine of Un-Seaworthiness" or "Death on the High Seas," he became a Naturalized Citizen of the United States in 1951.

All parties contracted in Admiralty are bound in Admiralty. All parties to the Global Settlement Agreement(s), (Global I, Global II & Global III), are bound in Admiralty.

Neither parties contracted in Admiralty can contract out of Admiralty.

An injured "seaman" may also proceed in both "In rem" against the Shipwrights like (Kaiser, W. R. Grace) the Vessels and Oil Tankers, or "In personam" against the owners and operators of the vessels and or product manufacturers.

Therefore, the United States Federal and Territorial Bankruptcy Courts like the Northern Mariana Islands are "In rem" thus, an Equitable Remedy for Relief and the enforcement of Maritime Liens. As a Court in Equity, this Court may exercise its equitable powers, to ensure that substantial justice is achieved, binding the world.

Beneficiary comes to equity with clean hands and claims that the attachment of Maritime Liens starts when the cause of action arose in 1992, and the Global Settlement Agreement was entered into and will not be eliminated even by change of ownership in "good faith purchase."

The Court has jurisdiction over this Motion as a core proceeding, and under 1104 (c) of the bankruptcy code, related to charges of fraudulent conveyances, hiding debtors assets, and aiding and abetting a breach of fiduciary claims, also within the "scope of the investigation" of the Examiner your Honorable Judge Arthur Gonzalez.

PRELIMINARY STATEMENT

The world looks to America for Hope and "We the people of the United States" have a "right to know" the true nature of the "toxic debt" and who the Real Parties of Interest are, information that is privy to some high-ranking Officials in the United States, the United Kingdom, and insiders in Lloyd's of London. (BUT) Not, the general public.

Claimants Attorneys Ron Motley, Joseph F. Rice, Richard "Dickie" Scruggs and various other Officers of the Court for the past (20) twenty years are crooks, their mendacity is easily proven, and they have knowingly and willingly corrupted this Court and numerous other United States Bankruptcy Courts (Federal and Territorial), working in concert and conspiring with one or more entities, in two or more states or territories, "Fraud against the Court by Officers of the Court," directed at the judicial machinery itself and a usurpation of the Constitution.

Additionally, these Attorneys have knowingly corrupted numerous United States Federal District Courts, "Frauds against the Government," withholding material fact, "conflicts of interests," working in concert and conspiring with one or more entities, in two or more states or territories. Including, but not limited to the Eastern District of New York before your Honorable Judge Jack B. Weinstein (Finley v. Blinken), and the Pennsylvania Eastern District Court and your Honorable Judge Eduardo C. Robreno.

Former United States Secretary of Defense, Chairman CEO of Halliburton (Kellogg Brown and Root) and Vice President of the United States Richard Bruce Cheney, in both his Official and Individual capacities, knowingly executed a scheme or artifice with the intent to defraud the United States; or to obtain money and property by means of false or fraudulent pretenses, representation, or promises. "Major Frauds Against the United States," by high-ranking Officials in the Executive Branches of Government in both Administrations President George H. W. Bush and President George W. Bush.

In re: Case # 2:2011cv33177 "G.W. Bush et al., vs. Foster-Wheeler Company et al.," or Case # 2:2009cv80236 "G.W. Bush et al., vs. M. H. Detrick et al." (Dresser World Industries, Harbinson Walker, Indresco).

Give the Devil its dues, but Warren Buffet of Berkshire Hathaway (Johns-Manville) and Geico Insurance underwritten by Lloyd's of London is no Oracle. Warren Buffet is a "War Profiteer," guilty of war crimes, along with his cohorts, Sir Winfred Bischoff (currently chairman of Lloyds Banking Group), Jack Welch of General Electric, the Koch Brothers of "Big Oil" (Georgia Pacific), and George Soros of Halliburton.

What started out as a simple conspiracy in late 1991, with the Salomon Brothers scandal for illegal trading or rigging of United States Treasury Bonds has now reached a fever pitch in the greatest criminal conspiracy in U. S. history, an Insurance Indemnity Fraud, U. S. Treasury Bonds Fraud, Securities Fraud, Derivatives Fraud and a Tax Fraud unparalleled in the financial world, and a Global Economic Coup D' Etat.

BACKGROUND

On or about January 1992, (Petitioner)/(Claimant)/(Beneficiary) and the Personal Representative to her father JOSEPH TOWERS TORREJON (deceased), the Estate, became signatories to a contract entering into a "Mass Toxic Tort Action," which is continuous and ongoing, against a Multi-National Military Industrial Complex during WWII, to which the United States War Department (U. S. Department of Defense) and the United Kingdom (HMS) is a party.

Simultaneously, we entered into the Global Settlement Agreement for Asbestos. Secured by Trust Funds, Maritime Liens on Wartime Vessels and Wartime Oil Tankers during WWII, owned and operated by "Big Oil," the United States and the United Kingdom, insured by Lloyd's of London. Backed by United States Treasury Bonds and Double Dated Gilts, issued by the government of the United Kingdom, with a range of maturity dates, to Lloyds of London.

Stipulated to causation of "service connected injuries" or Mesothelioma, due to his severe and extraordinary occupational exposure over an extended period of time to asbestos fibers found in the boilers aboard the various ships he was employed on from 1938 to 1956 as a Chief Engineer.

Additionally, we stipulated to the fact that his injuries were exacerbated one hundred 100(X) times by smoking cigarettes which "Big Tobacco" and various Pharmaceutical Companies knew, but failed to warn.

Further, we stipulated to causation of "second-hand Mesothelioma," for "Future Claimants," the Representative to other family members living and dependent on him at the time of his illness and ultimate death due to a latency period of 15 to 20 years.

On or about May 3, 2004, Claimant attempted to Intervene in the United States Bankruptcy Court Southern District Of New York before the Honorable Judge Burton Lifland. In re: JOHNS-MANVILLE CORPORATION et al., Debtors. Case Nos. 82 B 11656, 82 B 11657, 82 B 11660, 82 B 11611, 82 B 11665 through 82 B 11673 inclusive, 82 B 11575, 82 B 11676 (BRL), due to "Fraud Upon The Court By Officers Of The Court," Objecting to Confirmation of Amended Plan, Statutory Settlement Motion or Entry of Clarifying Order based on corruption by my Attorneys Joseph F. Rice, Richard "Dickie" Scruggs, Ron Motley, along with various other Officers, David Austern, the (Claims Resolution Management Corporation), and members of the Settlement Counsel working in concert or conspiring with one or more entities, including Traveler's Insurance Company, an aiding and abetting a breach of fiduciary duties, responsibilities and claims. Judge Lifland said, that "...the United States Bankruptcy Court is not the proper tribunal or venue to hear those charges."

Additionally, Claimant was "Denied Access to the Courts" in the United States Bankruptcy Court for the District of Delaware and the United States Bankruptcy Court for the Western District of Pennsylvania, by your Honorable Judge Judith K. Fitzgerald.

RELIEF REQUESTED

By this Motion, (Petitioner)/(Claimant)/(Beneficiary) seeks the entry of an order, granting relief from the automatic stay, respectfully submits to the Court that she has upheld her portion of the contract a "specific performance." Claimant has waited the necessary time periods (no less than 10 years) for "Trust Fund(s)" to mature or the automatic stay on all settlement payments or claims to be lifted. (Finley v. Blinken)

1992, or (Carlough v. Amchem) January 24, 1994.

Beneficiary, respectfully requests this Court issue a Writ of Mandamus Commanding the "Respondents" (incorporated in this motion the "Respondent List") or collectively the "Debtors" (1-100) to pay the contract or show cause why the Settlement Agreement should not be paid in full.

ARGUMENT

1. The purpose of mandamus is to REMEDY defects of justice. Petitioner has a legal right and the "Debtors," "Respondents" Berkshire Hathaway, Geico Insurance, Travelers Insurance, Lloyds of London, Ocwen, Ally, Wells Fargo Bank, Residential Capital LLC, the "51 Debtors," Cerberus et al., have a duty to perform, a "specific act" that is not discretionary.

2. Attachment of Maritime Liens starts when the cause of action arose in 1992 and will not be eliminated even by change of ownership or "good faith purchase."

3. The Supreme Court has ruled "Justice must look like justice" to an impartial bystander. If you are a non-represented litigant, and should the court not follow the law as to non-represented litigants, then the judge has expressed an "appearance of partiality" and under the law has disqualified him/herself. Judges do not have discretion not to disqualify themselves. By law, they are bound to follow the law. Additionally, a biased judge robs a party of due process law. Should a judge not disqualify himself as required by law, then the judge is in violation of the Due Process Clause of the United States Constitution. None of the orders issued by any judge who has been disqualified by law are valid. They are void as a matter of law, and are of no legal force or effect.

Should a judge issue any order after he has been disqualified by law, and if the party has been denied any of her property, then the judge may have been engaged in criminal "interference with interstate commerce," treason against the Constitution. Should another judge not accept the disqualification of the judge(s), then the second judge has evidenced an "appearance of partiality."

CONCLUSION

WHEREFORE, for the reasons set forth herein and based upon the facts or merits of the case, Petitioner respectfully requests that this Court enter an Order:

Granting a Writ of Mandamus, or expedited interim relief at this time, and in the alternative to stay any further bankruptcy proceedings in the above captioned matter related to Residential Capital LLC, the Debtors, Ally, Ocwen, Berkshire Hathaway et al., until a full investigation is completed.

Granting such other or further relief as this Court deems just and proper.

Dated: February 13, 2013

DIANA LEE TORREJON

/s/ Diana Lee Torrejon
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Hearing Date: February 21, 2013 at 10:00 A.M.
Objection Date: February 20, 2013

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Pro se (non-represented litigant)

**UNITED STATES BANKRUPTCY
COURT SOUTHERN DISTRICT OF
NEW YORK**

In re:

**RESIDENTIAL CAPTIAL, LLC et
al.**

Debtors.

Chapter 11

Case No. : 12-12020 (MG)

(Jointly Administered)

**ORDER GRANTING DIANA LEE TORREJON ("DLT") RELIEF
FROM THE AUTOMATIC STAY, FOR CAUSE, AND
A WRIT OF MANDAMUS**

Upon the motion dated February , 2013 (the "Motion") of Diana Lee Torrejon ("DLT") for the entry of an order granting Claimant relief from the automatic stay, for cause, as more fully set forth in the Motion; and this Court having jurisdiction to consider the Motion and the requested relief therein; and consideration of the Motion and the requested relief being a core proceeding, and due and proper of the Motion having been given; and the Court having reviewed the Motion, the objections there, if any, and having heard the arguments; and after due deliberation and sufficient cause appearing therefore; it is hereby:

ORDERED that the Motion is granted, and it is further

ORDERED that the Debtors in the above captioned-matter, the

“Respondents,” through their Subsidiaries, predecessors and successors are directed to immediately sequester all funds, portfolios, documents, data and rights related to “Beneficiary” and to provide an appropriate accounting of same, to Diana Lee Torrejon; and it is further

ORDERED that the Debtors, the “Respondents List,” are directed to turn over all portfolios and related rights of Diana Lee Torrejon; and it is further

ORDERED that the Debtors, through their Subsidiaries, predecessors and successors, or Attorneys, are directed to segregate the documents, data and funds associated with the DLT’s portfolios, and to Diana Lee Torrejon with final accounting the same or hereby commanded to come to Court and show cause why they should refrain from doing so.

FURTHER ORDERED that

Dated: February _____, 2013

The Honorable Martin Glenn.
United States Bankruptcy Judge

**Hearing Date: February 21, 2013, at 10:00 A.M.
Objection Date: February 20, 2013, at 9:00 A.M.**

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Pro se (non-represented litigant)

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

In re:

EX PARTE DIANA LEE TORREJON

vs.

RESIDENTIAL CAPTIAL, LLC, et al.,
1-100 Respondents Debtors.

Chapter 11

Case No. : 12-12020 (MG)

(Jointly Administered)

**NOTICE OF MOTION AND MOTION FOR AN ORDER SHORTENING TIME
FOR HEARING AND AN EXTRAORDINARY WRIT OF MANDAMUS**

TO ALL PARTIES AND COUNSEL: PLEASE TAKE NOTICE that Petitioner, Claimant, Beneficiary, DIANA LEE TORREJON hereby moves this Court for an Order Shortening Time For Hearing and a Motion for an Extraordinary Writ of Mandamus

PROPOSED ORDER

YOU ARE HEREBY COMMANDED AND AUTHORIZED by personally serving a copy of this warrant In Rem, upon the "Respondents List" (1-100) and upon any person, corporation or entity presently in possession of such property, to seize the property on deposit and all funds traceable thereto:

YOU ARE FURTHER COMMANDED AND AUTHORIZED to prepare a written inventory of the property seized and promptly, return this warrant and inventory before

this Court as required by law, issued to any U.S. Marshall, or any designated officer of the F.B.I., and/or any law enforcement officer authorized by law.

Dated: February _____, 2013
New York, New York

The Honorable Martin Glenn.
United States Bankruptcy Judge

Hearing Date: February 21, 2013, at 10:00 A.M.
Objection Date: February 20, 2013

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Pro se (non-represented litigant)

**UNITED STATES BANKRUPTCY
COURT SOUTHERN DISTRICT OF
NEW YORK**

In re:

**RESIDENTIAL CAPTIAL, LLC, et
al.,**

Debtors.

Chapter 11

Case No. : 12-12020 (MG)

(Jointly Administered)

CERTIFICATE OF SERVICE

Diana Lee Torrejon, (DLT) "Beneficiary," hereby certifies as follows:

1. I am the Pro se Petitioner in above captioned case I reside at 1566 S. Brown Ave,
Tucson, Arizona 85710.
2. On February 13, 2013, the following was electronically filed with this Court:
 - i) a Motion on behalf of Diana Lee Torrejon ("Beneficiary") for an entry of
an Order Granting Relief, A Writ of Mandamus.
 3. ii) a Notice Of Motion Of ("Beneficiary") For The Entry Of An Order
Granting Writ of Mandamus
 - iii) a Proposed Order Granting ("Beneficiary") Relief.

4. Accordingly, This is to certify that on the 13th day of February, 2013, copies of the Motion for Relief were transmitted to the parties and in the manners set forth in the following Service List, or Debtors, or Respondents List:

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FIRST CLASS MAIL, POSTAGE PREPAID

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I certify under penalty of perjury that the foregoing statements made by me are true and correct.

/s/ Diana L. Torrejon
DIANA L. TORREJON

February 13, 2013

STATE OF ARIZONA,)

AFFIDAVIT OF DIANA LEE TORREJON

COUNTY OF PIMA)

NOW COMES Diana Lee Torrejon, who deposes and says under penalty of perjury that the following statements are true and correct in support of her Motion for a Writ of Mandamus and states as follow:

1. My name is Diana Lee Torrejon
2. My address is 1566 S. Brown Ave, Tucson, Arizona 85710
3. My social security number is 526-82-6206
4. I am the Real Party of Interest and Personal Representative to my father Joseph Towers Torrejon SSN 070-18-8827, MRID 052854 Claims: Johns-Manville, Claims Resolution Management Corporation; AC & S, H. K. Porter, Verus Claims Services, LLC; UNARCO, Eagle-Picher, Claims Processing Facility, Inc.; The Celotex Corporation, Celotex Asbestos Trust Settlement; Babcock & Wilcox, Fibreboard, Delaware Claims Processing Facility, LLC; Rapid American, Sonnenschein Nath & Rosenthal; and so on.
5. I am the Beneficiary to numerous other Trust funds including, but not limited to all "524 (g) Trust Funds" such as Halliburton (KBR), DII, ABB, PI, and so on and so on.
6. I claim a breach of trust, a breach of contract, "conflict of interests," breach of fiduciary duties and responsibilities, judicial misconduct, and additional charges of war crimes and other misdemeanors.

FURTHER AFFIDAVIT SAYETH NOT.

Dated: February 13, 2013

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